DECISION MEMORANDUM

TO: **COMMISSIONER ANDERSON**
               COMMISSIONER CHATBURN
               COMMISSIONER HAMMOND
               COMMISSION SECRETARY
               COMMISSION STAFF
               LEGAL

FROM: **RILEY NEWTON**
               DEPUTY ATTORNEY GENERAL

DATE: **APRIL 19, 2022**

SUBJECT: **IN THE MATTER OF ROCKY MOUNTAIN POWER'S APPLICATION TO UPDATE ELECTRIC SERVICE REGULATION NO. 13 – CURTAILMENT PLAN FOR ELECTRIC ENERGY; CASE NO. PAC-E-22-04.**

On February 22, 2022, Rocky Mountain Power ("Company"), a division of PacifiCorp, applied for authority to update Electric Service Regulation No. 13, Curtailment Plan for Electric Energy. The Company requested its Application be processed by Modified Procedure with an effective date of June 1, 2022.

On March 10, 2022, the Commission issued Notice of Application and a Notice of Modified procedure scheduling an April 27, 2022, public comment deadline and a May 4, 2022, Company reply deadline. Order No. 35342.

Idaho Code § 61-532, which controls the adoption or rejection of curtailment plans by the Commission, states "…after notice and hearing pursuant to its rules of practice and procedure, [the Commission] shall consider and act upon the plan or plans submitted and may adopt or reject such plan or plans…."

STAFF RECOMMENDATION

Staff believes that modified procedure will provide adequate opportunity for interested parties to comment on the Company's Application and notes the Commission's practice of using modified procedure to process applications in the past. *See*, *e.g.,* Case No. IPC-E-21-13. Staff recommends the Commission consider whether it wishes to hold a telephonic customer hearing pursuant to *Idaho Code* § 61-532. If the Commission wishes to hold a hearing, Staff recommends scheduling a telephonic customer hearing on May 16, 2022.

COMMISSION DECISION

Does the Commission wish to hold a hearing in this case pursuant to *Idaho Code* § 61-532? If yes, does the Commission wish to schedule a May 16, 2022, customer hearing?

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Riley Newton
Deputy Attorney General

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